

PATENT APPLICATION  
Docket No. 9793-004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Patrick J. Whelan

Confirmation No. 8251

APR 13 2005

Serial No. 10/682,258

Examiner: Lee D. Wilson

Filed: October 8, 2003

Group Art Unit: 3723

For: PRYING TOOL WITH POSITIONABLE HANDLE

Date: April 13, 2005

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Responsive to the Office Action dated December 13, 2004, enclosed is an amendment in the above-identified application. The fee has been calculated as shown below.


CLAIMS AS AMENDED					
For:	Number After Amendment	Previous Number	Extra	Rate	Additional Fee
Total Claims	26	-21*	5	x \$25 =	\$125
Independent Claims	4	-3**	1	x \$100 =	\$100
Extension of Time - 1 <sup>st</sup>					\$ 60
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$285

\*greater of twenty (20) or number for which fee has been paid  
\*\*greater of three (3) or number for which fee has been paid

- ☒ Applicant petitions the Commissioner to extend the time for response. The extension fee is included and a duplicate copy of this form is enclosed.
- ☒ PTO Form 2038 authorizing credit card payment for the above-listed fees is enclosed.
- ☒ Any deficiency or overpayment should be charged or credited to deposit account number 13-1703.

Respectfully submitted,

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I hereby certify that this correspondence is being transmitted to the U.S. Patent and Trademark Office via facsimile number 703-872-9306, on April 13, 2005.

  
Marissa Thomas

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## AMENDMENT

Responsive to the Office Action, Paper No. 2, dated December 13, 2004, please  
amend the application as follows.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of  
this paper.

**Remarks** begin on page 6 of this paper.

I hereby certify that this correspondence  
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(703) 872-9306, on April 13, 2005.

*M. Thomas*  
Marissa Thomas

04/14/2005 EK011 00000028 10582250

01 FL:2251  
02 FL:2201  
03 FL:220260.00 OP  
100.00 OP  
125.00 OP